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Technical assistance and capacity-building

Algeria (on behalf of the Group of African States), Belgium,* Bulgaria,* Croatia,* Cyprus,* Czech Republic,* Denmark,* Estonia, Finland,* France, Germany, Greece,* Hungary,* Iceland,* Ireland, Italy,* Latvia, Luxembourg,* Malta,* Netherlands, Poland,* Romania,* Slovakia,* Slovenia,* Spain,* Sweden,* United Kingdom of the Great Britain and Northern Ireland: draft resolution

30/... Technical cooperation and capacity-building for Burundi in the field of human rights

The Human Rights Council,

Guided by the principles and purposes of the Charter of the United Nations,

Reaffirming the Universal Declaration of Human Rights, the International Covenants on Human Rights and other relevant international human rights instruments,

Recalling General Assembly resolution 60/251 of 15 March 2006 and Human Rights Council resolution 5/1 of 18 June 2007,

Reaffirming that all States have the primary responsibility to promote and protect human rights and fundamental freedoms for all,

Noting the commitment and the efforts of the Government of Burundi to improve the situation of human rights,

Welcoming the establishment by the Office of the United Nations High Commissioner for Human Rights of an office in Burundi, and also welcoming the cooperation of the authorities of Burundi with that office,

Reaffirming that the Arusha Accords, which have been the basis for the Constitution of Burundi, are the guarantors of preservation, peacebuilding, national reconciliation and the strengthening of democracy and the rule of law,

Concerned about the information on the situation of human rights in Burundi shared by the High Commissioner, the Special Rapporteur on the situation of human rights defenders and the Special Rapporteur on the promotion of truth, justice, reparation and guarantees of non-recurrence, based on their recent visits to Burundi,

* Non-member State of the Human Rights Council.

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Welcoming the adoption of a resolution on the situation of human rights in Burundi by the African Commission on Human and Peoples' Rights on 7 August 2015, in which it strongly condemned the various acts of human rights violations and called upon the Government to make every effort to restore security and the rule of law, and to urgently investigate human rights violations and to prosecute the alleged perpetrators,

Recognizing the role and efforts of the Human Rights Council in preventing the further deterioration of the situation of human rights in Burundi,

1. *Calls upon* all parties to refrain from any action that could exacerbate tensions in Burundi, to take into account the best interests of the country and to safeguard the Arusha Accords, a backbone for peace and democracy;

2. *Condemns* all alleged violations and abuses of human rights in Burundi, perpetrated by all parties, particularly restrictions of freedom of expression, of freedom of the media and of freedom of peaceful assembly and association, excessive use of force by the security forces against demonstrators, the use of live ammunition against protesters resulting in deaths, extrajudicial killings, arbitrary detention of protesters, acts of torture and ill-treatment of detainees, harassment and intimidation of human rights defenders and journalists, including by armed youth groups affiliated with political parties, and retributive acts of violence, including targeted assassinations; and encourages the Government of Burundi to take all necessary measures to prevent all violations and abuses of human rights in Burundi;

3. *Calls upon* the authorities of Burundi to conduct thorough and independent investigations of all violations and abuses of human rights, so that all perpetrators, regardless of their affiliation, are brought to justice;

4. *Notes with satisfaction* the establishment by the Government of the independent national commission on human rights;

5. *Commends* the Government for the standing invitation extended to the special procedures and its cooperation with those who have visited the country, including the Special Rapporteur on the situation of human rights defenders and the Special Rapporteur on the promotion of truth, justice, reparation and guarantees of non-recurrence;

6. *Notes* the cooperation of the Government of Burundi with the United Nations High Commissioner for Human Rights during his visit to Burundi, from 12 to 15 April 2015;

7. *Welcomes* the cooperation of Burundi with the international human rights mechanisms, including the Human Rights Committee, the Committee against Torture, the Committee on Economic, Social and Cultural Rights and the Committee on the Elimination of Discrimination against Women;

8. *Also welcomes* the engagement of the Government during the two cycles of the universal periodic review and its commitment to implement the recommendations that it has accepted;

9. *Expresses its deep concern* about the difficult situation of a great number of Burundian refugees who have fled to neighbouring countries, and calls upon receiving countries and the international community to continue to provide protection and assistance, while noting with satisfaction the progress regarding the voluntary return of refugees;

10. *Calls upon* the authorities of Burundi to ensure the protection of citizens against intimidation and all acts of violence, and to respect, protect and guarantee all human rights and fundamental freedoms for all, in line with the country's international obligations, and to adhere to the rule of law and undertake transparent accountability for acts of violence;

11. *Welcomes* the efforts made at the regional and subregional levels to monitor the situation of human rights in Burundi and to contribute to its improvement, and calls upon the authorities of Burundi to respect fully the decisions of the East African Community and the Peace and Security Council of the African Union;

12. *Also welcomes* the deployment by the African Union of human rights observers and military experts to assist the Government in the disarmament of all illegally armed individuals;

13. *Encourages* the authorities of Burundi to continue the disarmament of all illegally armed groups and individuals, and to protect and guarantee the fundamental rights and freedoms of all, in accordance with their international obligations;

14. *Also encourages* the Government of Burundi to pursue dialogue with all stakeholders in order to improve the situation of human rights;

15. *Requests* the High Commissioner to continue to provide and strengthen his activities in technical assistance and capacity-building as requested by the Government of Burundi through his office established in Burundi, and to support the Government's efforts to fulfil its human rights obligations;

16. *Calls upon* the Government of Burundi to cooperate fully with the Office of the High Commissioner in the implementation of the present resolution;

17. *Requests* the High Commissioner to engage with the Government of Burundi to assess and report on the situation of human rights to the country in order for it to fulfil its human rights obligations;

18. *Also requests* the High Commissioner to present to the Human Rights Council, at its thirty-first session, in an interactive dialogue, an oral update and, at its thirty-second session, a written report in an interactive dialogue on the implementation of the present resolution;

19. *Decides* to hold an interactive dialogue at its thirty-third session, in the presence of all relevant stakeholders;

20. *Decides* to remain seized of the matter.